

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Applicants: | Wesley Blackaby, et al.                                 |                   |
| Serial No.: | 10/593,950  | Case No.: 21573YP |
| Filed:      | May 10, 2007  |                   |
| For:        | HETEROARYL PIPERIDINE GLYCINE<br>TRANSPORTER INHIBITORS |                   |

Examiner:  
Craig D Ricci

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

COMMUNICATION ACCOMPANYING REQUEST FOR CONTINUED EXAMINATION  
AND  
REPLY TO OFFICE ACTION

Sir:

This communication accompanies a Request for Continued Examination and replies to the outstanding rejections in the Office action dated July 7, 2009. Reconsideration of this application is respectfully requested.

**I. Status of the Claims**

Claims 1 to 14, 18 to 20 and 22 to 27 are pending. Claims 9, 20 and 24 to 27 have been withdrawn from consideration. Claims 1 to 4, 10 to 14, 18, 19 and 23 stand rejected under 35 U.S.C. § 103 as obvious over WO 2000/25786 ("Bao") in view of Williams et al., Brain Res, vol. 493, pp. 41-50, 1989 ("Williams") and Patani et al., Chem Rev, vol. 96, pp. 3147-3176, 1996 ("Patani"). Claims 1 to 8, 10 to 14, 18, 19 and 23 stand as provisionally rejected for non-statutory double patenting over Claims 1, 4 and 18 of copending U.S. Application No. 10/579,261 ("the '261 application") in view of Williams and Patani et al., Chem Rev, vol. 96, pp. 3147-3176, 1996. No claim was allowed.